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**FACSIMILE TRANSMITTAL SHEET**

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TO: U.S. Patent and Trademark Office Mail Stop AF	FROM: Guy M. Tucker Reg. No. 45,302
COMPANY: Gollamudi S. KISHORE Group Art Unit: 1615	PHONE NUMBER: 650-620-5501
FAX NUMBER: 1-571-273-8300	FAX NUMBER: 650-620-6395
PHONE NUMBER:	DATE: August 17, 2007
RE: U.S Patent Application No.: 10/612,378 Confirmation No.: 3703 Docket No.: 0005.15	

TOTAL NO. OF PAGES INCLUDING COVER: 6

DOCUMENTS SUBMITTED

Transmittal PTO/SB/21  
Notice of Appeal (2 pages plus a duplicate)

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the following papers are being facsimile transmitted to Mail Stop AF at the Patent and Trademark Office at facsimile number 571-273-8300 on the date indicated below.

Signed: 

Anna Tran

Dated: 08/16/2007

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PTO/SB/21 (04-07)

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

5

Application Number

10/612,376

Filing Date

July 1, 2003

First Named Inventor

John S. PATTON

Art Unit

1615

Examiner Name

Gollamudi S. KISHORE

Attorney Docket Number

0005.15

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**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input checked="" type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Remarks	

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	NEKTAR THERAPEUTICS		
Signature			
Printed name	Guy V. Tucker		
Date	16 Aug 2007	Reg. No.	45,302

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Anna Tran	Date	08/16/2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OF COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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Attorney Docket No. 0005.15

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: John S. PATTON, et al. )  
Application No.: 10/612,376 )  
Filed: July 1, 2003 )  
For: METHODS AND COMPOSITIONS )  
FOR THE PULMONARY DELIVERY )  
INSULIN )

Group Art Unit: 1615  
Examiner: Gollamudi S. Kishore  
Confirmation No.: 3702

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
(37 C.F.R. § 1.191)**

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed May 18, 2007; final rejection of claims 26-43 are objected to.

**1. STATUS OF APPLICANT**

This application is on behalf of other than a small entity.

**2. FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. § 41.20(b)(1), the fee for filing the Notice of Appeal is:

Notice of Appeal fee due \$500.00

**3. EXTENSION OF TERM**

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(3)) for one month:

Fee

If an additional extension of time is required, please consider this a petition therefore.

**4. TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee \$500.00

**TOTAL FEE DUE \$500.00**

08/17/2007 SSITHIB1 00000027 500348 10612376

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PATENTApplication NO. 10/612,376  
Attorney Docket: 0005.15**5. FEE PAYMENT**

Authorization is hereby made to charge the amount of \$500.00 to Deposit Account No. 500348. Charge any additional fees required by this paper or credit any overpayment in the manner authorized above. A duplicate of this transmittal is attached.

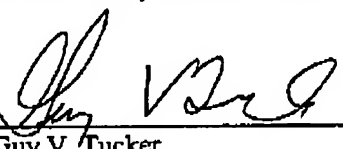
**6. FEE DEFICIENCY**

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 500348.

Date:

16 AUG 2007

By:

  
Guy V. Tucker  
Reg. No. 45,302

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Tel. No.: 650-620-5501  
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Notice of Appeal from the Primary Examiner to Board—page 2 of 2